

CERTIFICATE

I, the undersigned, hereby certify that I am the duly qualified and acting City Clerk of the City of Whitesburg, Kentucky; that the foregoing is a true, correct and complete copy of Ordinance 2017-01. Duly adopted by the City Council at a duly convened meeting held on March 14, 2017, all as appears in the official records of said City.

Witness my signature this 12<sup>th</sup> day of April, 2017.

Garrett P. Sexton  
City Clerk

Seal

RECEIVED AND FILED  
DATE: April 17, 2017

ALISON LUNDERGAN GRIMES  
SECRETARY OF STATE  
COMMONWEALTH OF KENTUCKY  
BY: Randie Adkins

**ORDINANCE NUMBER 2017-01**  
**AN ORDINANCE ANNEXING TERRITORY LOCATED ADJACENT TO THE**  
**CITY OF WHITESBURG, KENTUCKY**

WHEREAS, the territory annexed, is known at the JARISSA LAND CO. L.L.C. property whose border is contiguous to the City of Whitesburg; and,

WHEREAS, Jarissa Land Co., L. L. C. by and through its President, P. M. Hogg, entered into a consent agreement for the annexation of the JARISSA LAND CO. L. L. C. property January 10, 2017; and,

WHEREAS, pursuant to KRS 81A.412, the City is not required to enact an intent to annex ordinance, to give notice or to wait sixty days for an enacting ordinance of annexation; and,

WHEREAS, the City of Whitesburg has not otherwise been challenged in a court of law in the proceeding to annex the hereinafter described territory.

NOW THEREFORE, BE IT ORDAINED by the City Council of the City of Whitesburg as follows:

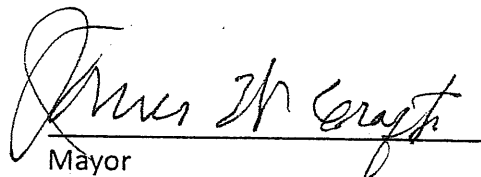
1. The territory described below, a description of which is attached to this ordinance as "Exhibit A" the same as if copied at length herein, is hereby annexed by the City of Whitesburg.
2. All prior orders or ordinances or parts of any municipal orders or ordinances in conflict here with are hereby repealed.
3. This ordinance shall become effective from and after its passage and publication as required by KRS 81A.060 and KRS Chapter 424.

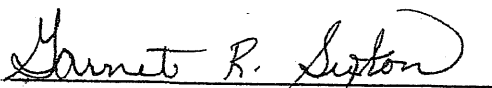
Dated this 14<sup>th</sup> day of February, 2017.

First Reading            February 14, 2017

Second Reading        March 14, 2017

Published                March 21, 2017

  
\_\_\_\_\_  
Mayor

  
\_\_\_\_\_  
City Clerk

Description for  
Ordinance # 2017-01  
For  
The City of Whitesburg

Situated in the Commonwealth of Kentucky, County of Letcher, on the waters of The North Fork of the Kentucky River and more particularly described with all bearings and distances referenced to the magnetic meridian of the 1983 Kentucky South Coordinate System. All Iron Pins set, mentioned in this description are a minimum of 24 inches in length and 1/2 inches in diameter with a plastic cap stamped LS # 3144.

Beginning at a point in the common line of Ordinance Number 2008-12-315-A, said point being on the south side of the Highway 119 at 133.00 feet right of center line station 26+36.00 as found in a deed dated February 17, 1972 and recorded in Deed Book 196, Page 37. Having a Northing of 1,938,019.76 and Easting of 2,501,545.38 based on the Kentucky South Coordinate System.

Thence N 51°19'37" E a distance of 364.40' running reverse of Ordinance Number 2008-12-315-A and with the edge of the highway right of way to a to a Iron Pin found stamped LS #3144 at a point 150.00 feet right of center line station 30+00.00;

Thence N 48°39'11" E a distance of 150.00' continuing with the edge of said right of way and said Ordinance to a point 150.00 feet right of center line station 31+50.00;

Thence N 40°31'23" E a distance of 206.11' to a point in the edge of the Highway Right of Way;

Thence S 50°45'17" E a distance of 157.87' leaving the Highway Right of Way and Ordinance Number 2008-12-315-A running up the hill to a Iron Pin Found stamped R. Hall LS #3144;

Thence S 47°03'01" E a distance of 114.55' continuing up the hill to a stake;

Thence N 34°15'08" E a distance of 200.00' turning left around the hill to a stake;

Thence S 56°56'32" E a distance of 199.67' turning up the hill to a 12 inch White Oak on the center of the ridge;

Thence S 34°31'26" W a distance of 168.30' down the center of the ridge to a stake;

Thence S 29°14'01" W a distance of 316.62' continuing down the center of the ridge;

Thence S 24°30'26" W a distance of 227.89' to a large 4 x 6 rock;

Thence S 34°11'33" W a distance of 181.93' continuing down the center of the ridge;

Thence S 12°25'13" W a distance of 55.74' to a stake;

Thence N 76°08'45" W a distance of 318.72' leaving the center of the ridge turning down the hill to a large White Oak called for in Deed Book 417, Page 506;

Thence N 44°26'42" E a distance of 124.50' turning around the hill to a stake;

Thence N 47°29'09" W a distance of 197.93' turning down the hill to a Iron Pin set;

Thence N 51°04'04" W a distance of 70.01' to a 28 inch poplar;

Thence N 47°56'58" W a distance of 182.66' to the point of beginning, having an area of 10.99 acres according to a survey completed by Richard Hall LS # 3144 on December 20, 2016.

This description was created from a combination of field work, various recorded deeds, old surveys from various sources and the common sense reconciliation of the same by Richard Hall LS # 3144.

Being a part of the same land conveyed to Jarissa Land Co. L.L.C, in a deed dated April 22, 2015 in Deed Book 428, Page 187 and found recorded in the Letcher County Clerk's Office.

Being the same land conveyed to Jarissa Land Co. L.L.C, in a deed dated May 3, 2016 in Deed Book 432, Page 144 and found recorded in the Letcher County Clerk's Office.

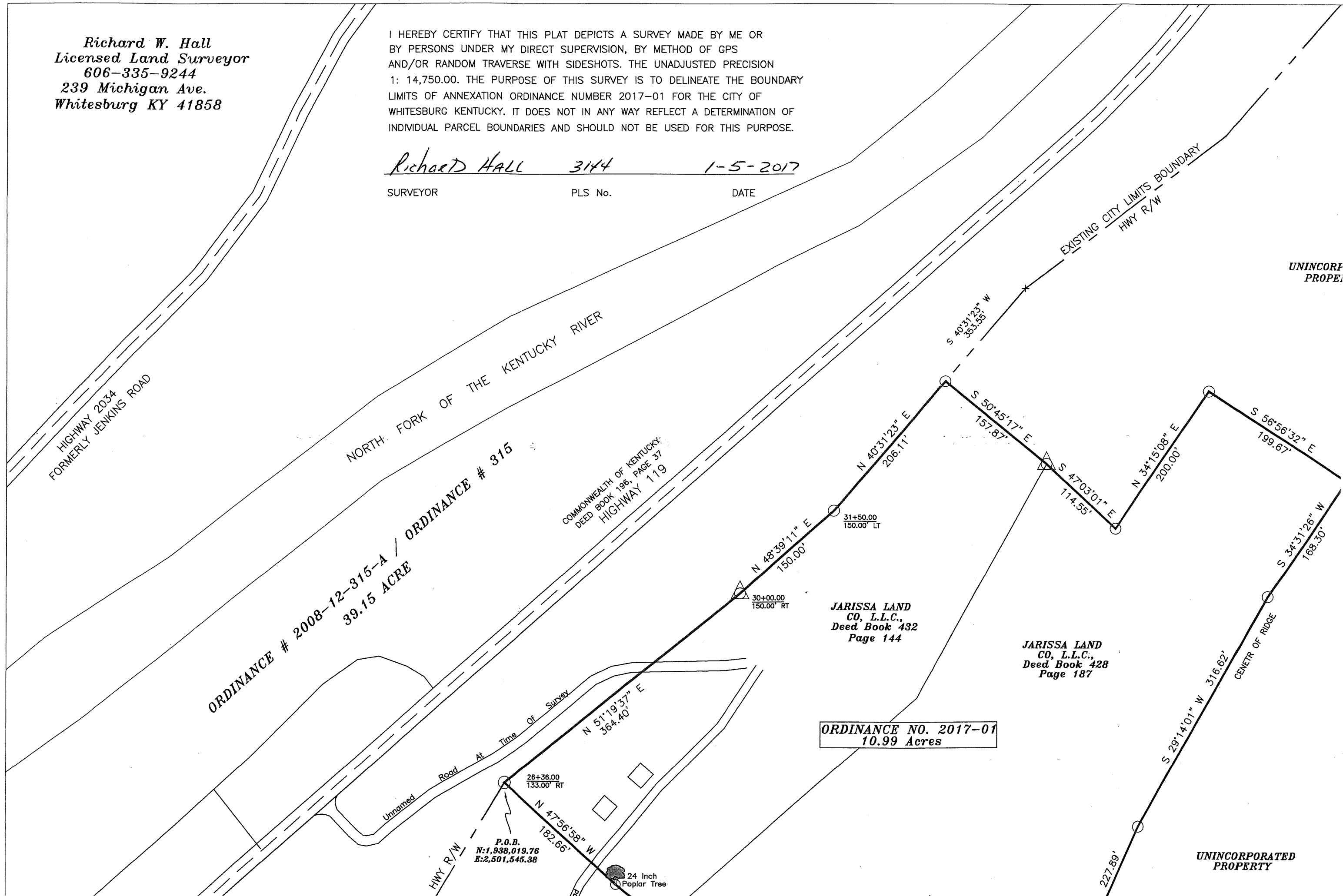


*Richard HALL 3144 1-5-2017*  
Surveyor RLS Date

Richard W. Hall  
 Licensed Land Surveyor  
 606-335-9244  
 239 Michigan Ave.  
 Whitesburg KY 41858

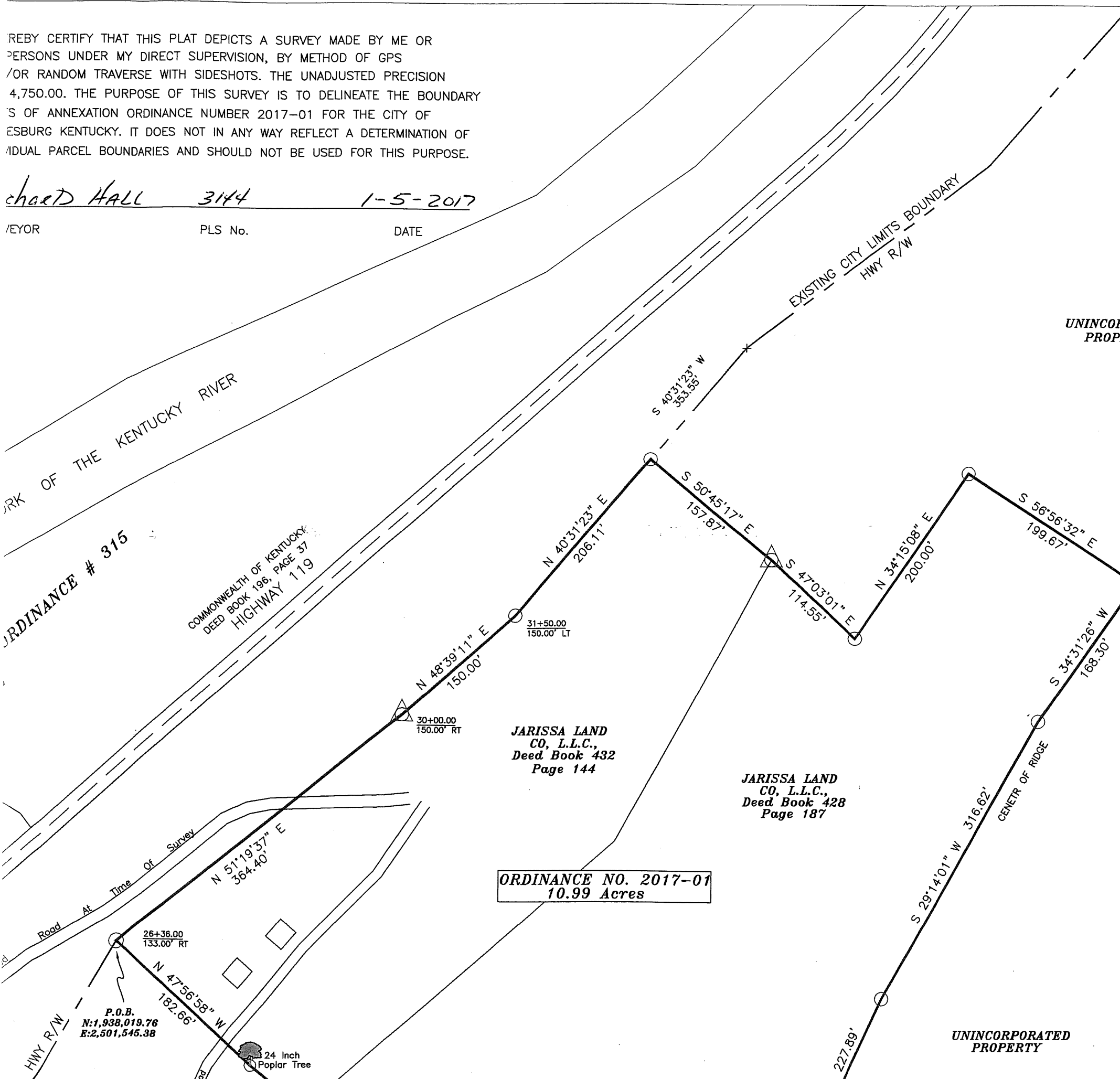
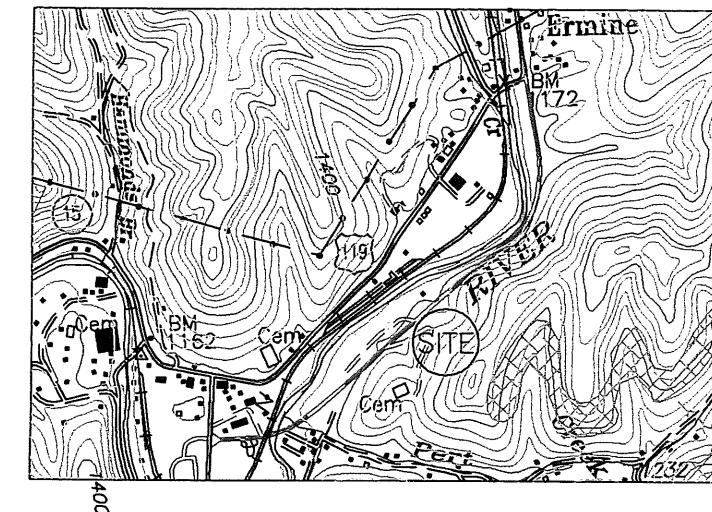
I HEREBY CERTIFY THAT THIS PLAT DEPICTS A SURVEY MADE BY ME OR BY PERSONS UNDER MY DIRECT SUPERVISION, BY METHOD OF GPS AND/OR RANDOM TRAVERSE WITH SIDESHOTS. THE UNADJUSTED PRECISION 1: 14,750.00. THE PURPOSE OF THIS SURVEY IS TO DELINEATE THE BOUNDARY LIMITS OF ANNEXATION ORDINANCE NUMBER 2017-01 FOR THE CITY OF WHITESBURG KENTUCKY. IT DOES NOT IN ANY WAY REFLECT A DETERMINATION OF INDIVIDUAL PARCEL BOUNDARIES AND SHOULD NOT BE USED FOR THIS PURPOSE.

Richard Hall 3144 1-5-2017  
 SURVEYOR PLS No. DATE



REBY CERTIFY THAT THIS PLAT DEPICTS A SURVEY MADE BY ME OR PERSONS UNDER MY DIRECT SUPERVISION, BY METHOD OF GPS /OR RANDOM TRAVERSE WITH SIDESHOTS. THE UNADJUSTED PRECISION 4,750.00. THE PURPOSE OF THIS SURVEY IS TO DELINEATE THE BOUNDARY S OF ANNEXATION ORDINANCE NUMBER 2017-01 FOR THE CITY OF ESBURG KENTUCKY. IT DOES NOT IN ANY WAY REFLECT A DETERMINATION OF ADUAL PARCEL BOUNDARIES AND SHOULD NOT BE USED FOR THIS PURPOSE.

chaed HALL 3144 1-5-2017  
 SURVEYOR PLS No. DATE



UNINCORPORATED PROPERTY

**ORDINANCE NO. 2017-01**  
**10.99 Acres**

THIS PLAT DEPICTS A SURVEY OF ORDINANCE NUMBER 2017-01. BEING THE SAME PROPERTY DESCRIBED IN DEED BOOK 432, PAGE 144 AND A PART OF THE PROPERTY DESCRIBED IN DEED BOOK 428 PAGE 187. THE PURPOSE OF THIS SURVEY IS TO PROVIDE A MORE ACCURATE SURVEY AND MAPPING TO COMPLY WITH THE REQUIREMENTS OF AMENDED KRS 81A.470 EFFECTIVE JULY 13, 2004.

THE TRACT SHOWN HEREON IS SITUATED ON THE WATERS OF THE NORTH FORK OF THE KENTUCKY RIVER.

THIS TRACT OF LAND WAS SURVEYED WITHOUT A TITLE OPINION THEREFORE USERS OF THIS PLAT SHOULD BE ALERT FOR THE EXISTENCE OF EASEMENTS, RIGHTS OF WAY, AND ANY ACTS OF POSSESSION THAT COULD EXIST AND NOT APPEAR ON THIS PLAT. ALSO THIS PLAT DOES NOT REFLECT ZONING ORDINANCES, SETBACK LINES, LAND USE REGULATIONS OR ANY OTHER FACTS THAT A TITLE OPINION MAY DISCLOSE UNLESS SPECIFICALLY STATED OR SHOWN ON THIS MAP.

THE WORD "CERTIFY" OR "STATEMENT" AS SHOWN HEREON MEANS AN EXPRESSED PROFESSIONAL OPINION OF THIS SURVEY AND DOES NOT CONSTITUTE A WARRANTY OR GUARANTEE, EXPRESSED OR IMPLIED

ORDINANCE # 2008-12-315-A / ORDINANCE #  
39.15 ACRE

COMMONWEALTH OF  
DEED BOOK 196, P. 112  
HIGHWAY 112

JARISSA LAND  
CO, L.L.C.,  
Deed Book 432  
Page 144

JARISSA LAND  
CO, L.L.C.,  
Deed Book 428  
Page 187

ORDINANCE NO. 2017-01  
10.99 Acres

UNINCORPORATED  
PROPERTY

EXHIBIT ONLY  
NOT TO SCALE

EXISTING CITY  
LIMITS BOUNDARY

P.O.B.  
N:1,938,019.76  
E:2,501,545.38

Large White Oak Found  
Deed Book 417, Page 506

UNINCORPORATED  
PROPERTY

DAY CEMETERY

1/2" X 24" IRON PIN FOUND  
WITH CAP STAMPED PLS 3144

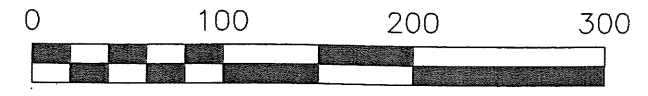
8 INCH SURVEY NAIL

STAKE

POWER POLES

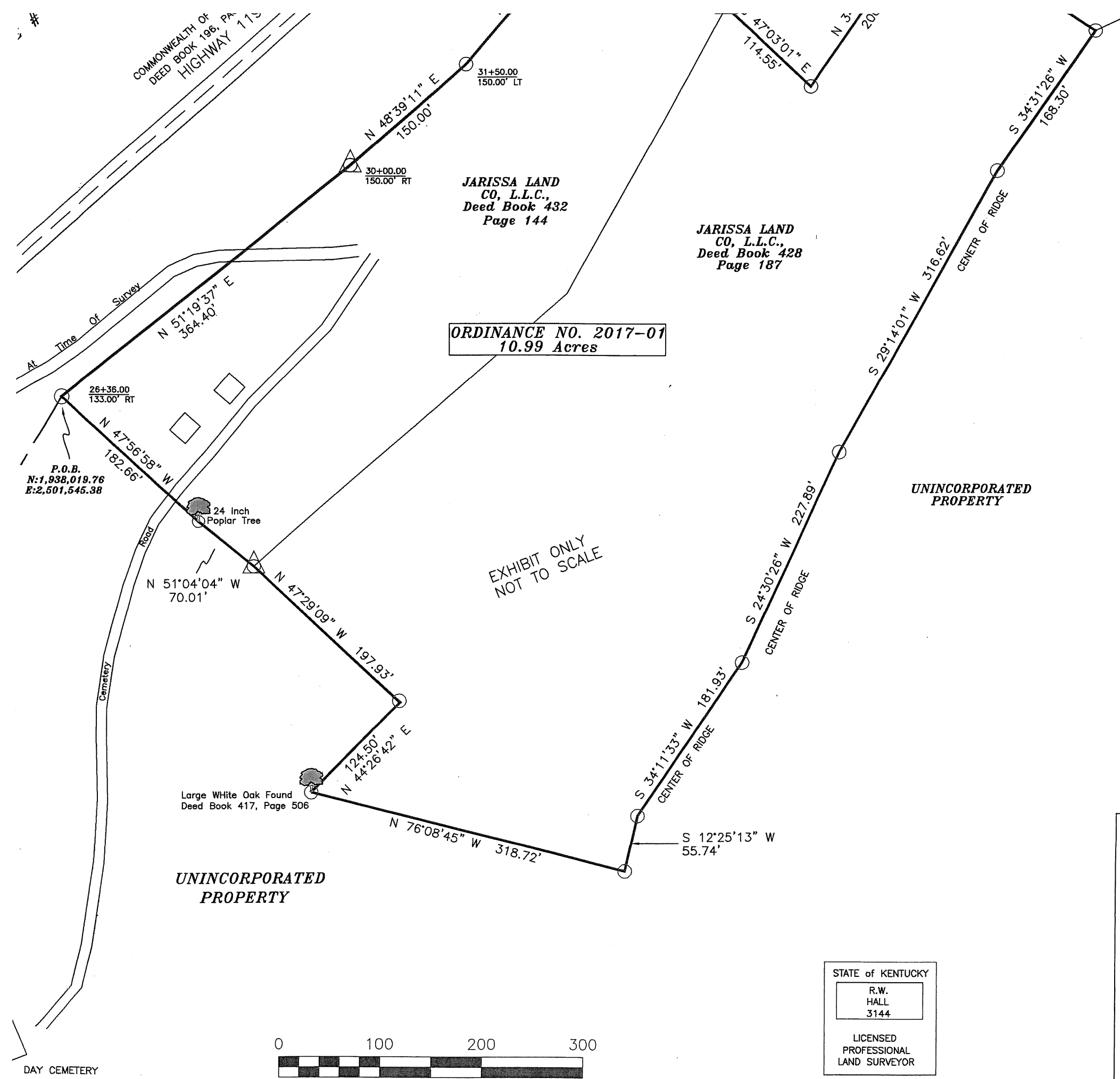
SURVEYED LOT LINES

OVERHEAD POWER LINES



STATE of KENTUCKY  
R.W.  
HALL  
3144  
LICENSED  
PROFESSIONAL  
LAND SURVEYOR

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THIS PLAT OF SURVEY IS VALID ONLY IF THE ORIGINAL SIGNATURE AND SEAL OF THE SURVEYOR APPEAR HEREON. DECLARATION IS MADE TO THE ORIGINAL CLIENT AND NOT TRANSFERABLE TO SUBSEQUENT PARTIES.

ALL BEARINGS AND DISTANCES STATED HEREON ARE IN A CLOCKWISE DIRECTION.

THE BEARINGS STATED HEREON ARE BASED ON THE KENTUCKY SOUTH NAD 83 STATE PLANE COORDINATE SYSTEM.

**THIS SURVEY COMPLIES WITH 201 KAR 18:150**

PLAT OF SURVEY SHOWING A ANNEXATION SURVEY FOR THE CITY OF WHITESBURG 215 MAIN STREET, WHITESBURG KY 41858 ORDINANCE NO. 2017-01	
DATE COMPLETED DECEMBER 20, 2016	RESOURCES DEED BOOK 432, PAGE 144 DEED BOOK 428, PAGE 187 DEED BOOK 417, PAGE 506
DATE SIGNED JANUARY 5, 2017	
SCALE 1 INCH = 100' FEET	FILE NAME ORDINANCE 2017-01. DWG

STATE OF KENTUCKY  
R.W.  
HALL  
3144  
LICENSED  
PROFESSIONAL  
LAND SURVEYOR



DAY CEMETERY